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Attorneys for Defendant
COUNCIL OF BETTER BUSINESS BUREAUS, INC.

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JEFFREY A. KAISER,

Plaintiff,

v.

BMW OF NORTH AMERICA, LLC, and
COUNCIL OF BETTER BUSINESS
BUREAUS, INC.,

Defendants.

CASE NO. C 12-01311 DMR

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING THE DEADLINE
FOR DEFENDANT COUNCIL OF
BETTER BUSINESS BUREAUS, INC.'S
REPLY BRIEF IN SUPPORT OF ITS
MOTION FOR LEAVE TO FILE ANTI-
SLAPP**

STIPULATION BETWEEN PLAINTIFF AND DEFENDANT BBB

WHEREAS, on April 17, 2013, Defendant Council of Better Business Bureaus, Inc. ("BBB") filed a Motion for Leave to File an Anti-SLAPP Motion pursuant to California Code of Civil Procedure §425.16;

WHEREAS, on April 24, 2013, the court set the BBB's Motion for Leave for hearing on May 30, 2013, with plaintiff's opposition due May 1, 2013, and BBB's reply brief due May 8, 2013;

WHEREAS, plaintiff and BBB have reached a settlement in principal and are working on preparing the settlement documents;

WHEREAS, in light of the settlement, plaintiff and BBB agree and stipulate to continue the deadline for BBB to file its reply brief from May 8, 2013 to May 16, 2013, as plaintiff and BBB expect that the settlement documents will be finalized by that time.

1 **It is so Stipulated:**

2 Dated: May 6, 2013

HAYES, SCOTT, BONINO, ELLINGSON & McLAY, LLP

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By: //S// Dara M. Tang

STEPHEN A. SCOTT

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DARA M. TANG

Attorneys for Defendant

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COUNCIL OF BETTER BUSINESS

BUREAUS, INC.

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9 Dated: May 6, 2013

KAISER GORNICK LLP

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By: //S// Dennis J. Canty

LAWRENCE J. GORNICK

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DENNIS J. CANTY

Attorneys for Plaintiff

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JEFFREY A. KAISER

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[PROPOSED] ORDER

Based on the Stipulation of the Parties, BBB's Reply Brief in Support of its Motion for Leave to File an Anti-SLAPP Motion will be due on May 16, 2013.

IT IS SO ORDERED.

Dated: May 6, 2013



Honorable Donna M. Ryu